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10 CITY OF TRACY

11 UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA

13 PATRICK VARGAS, individually,
14 and on behalf of others similarly
15 situated

Case No. 2:22-CV-01454-WBS-KJN

**ORDER RE: MODIFICATION OF
SCHEDULING ORDER**

16 CITY OF TRACY; SOUTH SAN
17 JOAQUIN COUNTY FIRE
18 AUTHORITY; RANDALL
19 BRADLEY, in his individual and
20 official capacities, DOES 1 through
21 20, inclusive,

**(FRCP 16(B)(4); Eastern District Local
Rules 143. 144(a)):**

22 Plaintiff,

23 Good cause appearing therefore, as set forth in the accompanying Declaration
24 of Ruth M. Bond, the Stipulation re: Modification of Scheduling Order, is hereby
25 adopted as the Order of this Court and the dates are modified as follows:


- 26 1. Section IV of the December 8, 2022 Scheduling Order is modified in the
27 following manner:
 - 28 b) With regard to expert testimony intended solely for rebuttal, those experts
shall be disclosed and reports produced in accordance with Federal Rule of
Civil Procedure 26(a)(2) on or before **June 12, 2024**.
 - c) All discovery, including depositions for preservation of testimony, is left
open, save and except that it shall be so conducted as to be completed by
July 10, 2024.

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- d) All motions to compel discovery must be noticed on the magistrate judge's calendar in accordance with the local rules of this Court and so that such motions may be heard (and any resulting orders obeyed) not later than **July 10, 2024**.
2. Section V of the December 8, 2022 Scheduling Order is modified in the following manner:
- a) All motions, except motions in limine, motions for continuances, temporary restraining orders, or other emergency applications, shall be filed on or before **September 4, 2024**.
3. Section VI of the December 8, 2022 Scheduling Order is modified in the following manner:
- a) The Final Pretrial Conference is set for **December 2, 2024 at 1:30 p.m.**
4. Section VII of the December 8, 2022 Scheduling Order is modified in the following manner:
- a) The jury trial is set for **February 4, 2025 at 9:00 a.m.**
5. All other matters discussed in the December 8, 2022 Scheduling Order shall remain unchanged.

IT IS SO ORDERED.

Dated: February 12, 2024


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE